

STATE OF INDIANA) IN THE MARION CIRCUIT/SUPERIOR COURT
) SS:
COUNTY OF MARION) CAUSE NO. **49B060605P-021737**

STEVE CARTER,
INDIANA ATTORNEY GENERAL,

Petitioner,

v.

NU-SASH OF INDIANAPOLIS, INC.,
d/b/a
MCKEE SUNROOM DESIGNS

Respondent.

FILED

46

MAY 25 2006

Dawn D. Scheller
CLERK OF THE
MARION CIRCUIT COURT

PETITION TO ENFORCE CIVIL INVESTIGATIVE DEMAND

Attorney General Steve Carter, by Deputy Attorney General Eric Jackson,
petitions the Court, pursuant to Indiana Code § 4-6-3-6, for an order to enforce a Civil
Investigative Demand.

RESPONDENT

1. The Respondent, Nu-Sash of Indianapolis Inc., d/b/a McKee Sunroom
Designs, is an Indiana corporation engaged in the business selling windows, siding and
constructing sunrooms.

FACTS

2. From information provided in consumer complaints, the Attorney General
has reason to believe that the Respondent may be in possession, custody, or control of
documentary material, and may have knowledge of facts that are relevant to an
investigation being conducted to determine whether the Respondent, Nu-Sash of
Indianapolis Inc., d/b/a McKee Sunroom Designs, has violated the Indiana Home

Improvement Contracts Act, Ind. Code § 24-5-11-1 et seq., by failing to provide consumers with written home improvement contracts containing the terms required by Ind. Code § 24-5-11-10.

3. Pursuant to Ind. Code § 4-6-3-3, the Attorney General served Civil Investigative Demand 06-039 ("CID") upon the Respondent's attorney on April 28, 2006. Attached and incorporated by reference as Exhibit "A" is a true and accurate copy of the CID served upon the Respondent.

4. Respondent has failed to respond to CID Number 06-039.

5. Pursuant to Ind. Code § 4-6-3-6, if a person fails to obey a Civil Investigative Demand, the Attorney General may file an application for an order to enforce the Demand in a Circuit or Superior Court in the County in which the Respondent resides or maintains a principal place of business.

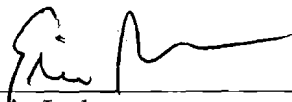
RELIEF

WHEREFORE, the Attorney General, requests the Court set this petition for hearing and following such hearing, enter an order requiring the Respondent to answer the Civil Investigative Demand and all other proper relief.

Respectfully submitted,

STEVE CARTER
Indiana Attorney General
Attorney No. 4150-64

By:


Eric Jackson
Deputy Attorney General
Atty. No. 19415-49

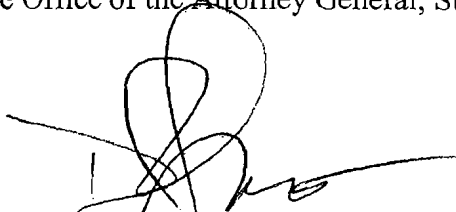
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CIVIL INVESTIGATIVE DEMAND

The Attorney General demands that you respond to this Civil Investigative Demand by appearing in person to testify under oath before the Attorney General's duly authorized representative regarding matters relevant to the Consumer Protection Division's investigation. You are to respond in writing to the interrogatories propounded herein by May 12, 2006 or by such date as may be agreed upon. You may direct your response, as well as any questions regarding this Civil Investigative Demand to Deputy Attorney General Eric Jackson at:

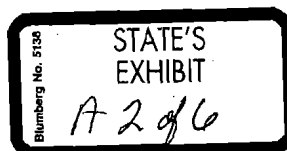
Office of the Attorney General, Consumer Protection Division
302 West Washington Street
Indiana Government Center South, 5th floor
Indianapolis, Indiana 46204
Tel. (317) 233-3987
Fax: (317) 233-4393

WITNESS my hand and seal of the Office of the Attorney General, State of
Indiana, this 27th of April, 2006.



David A. Paetzmann
Section Chief
Consumer Protection Division

Office of the Attorney General
302 West Washington Street
Indiana Government Center South, 5th Floor
Indianapolis, IN 46204



INSTRUCTIONS

A. Answer each interrogatory separately and fully in writing and under oath. In answering the interrogatories furnish all information however obtained including hearsay which is available to you, including information known by or in possession of yourself, your agents and your attorneys, or appearing in your records.

B. If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information, answer to the extent possible, specifying your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

C. A question which seeks information contained in or information about or identification of any documents may be answered by providing a copy of such document for inspection and copying, or by furnishing a copy of such document without a request for production.

D. Your reply to each interrogatory should include attachments of as many pages as necessary to fully and completely respond and should be identified by the number corresponding to each interrogatory as set forth below.

II. DEFINITIONS

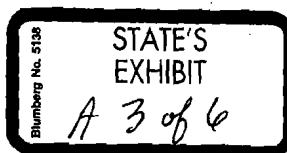
As used in these Interrogatories, the following terms have the following meanings:

A. "Person" includes any individual, corporation, partnership, group, association, government entity or any other organization.

B. "Document" means any written, printed, typed or other graphic or photographic matter of any nature, and any audio or video recordings in your possession, custody, or control, or known by you to exist or to have existed. All copies of documents containing any alterations, annotations, or that differ in any other way from the originals or copies referred to in the preceding sentence are deemed separate documents from the originals or copies.

C. "Identify", used in reference to an individual person, means to state:

(i) the person's full name and present or past known address; and



home improvement and for which the contract price exceeds one hundred fifty dollars (\$150.00).

INTERROGATORIES

1. Identify each person who provided information in responding to these interrogatories.

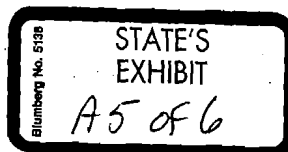
ANSWER:

2. Identify each consumer with whom you have entered into a home improvement contract between September 29, 2004 and April 14, 2006, and for each consumer identified state whether the home improvement contract was memorialized in a written contract or other document.

ANSWER:

3. Identify the person having custody and control of the written contracts or other documents identified in your response to Interrogatory number 2.

ANSWER:



REQUEST FOR PRODUCTION

INSTRUCTIONS

If your response is that the documents requested are not in your possession or custody, describe in detail the unsuccessful efforts you made to locate the records. If your response is that the requested documents are not in your control, identify who has control and the location of the documents. If a request for production seeks a specific document or an itemized category that is not in your possession, control, or custody, provide any documents you have that contain all or part of the information contained in the requested document or category. Identify the source of each document you produce.

1. Produce a copy of each license, permit, registration, or certification issued by the counties, municipalities, and other political subdivisions issued to relating to your construction of home improvements between September 29, 2004 and April 14, 2006.
2. Produce a copy of each written contract or other document identified in your response to Interrogatory number 2 above.

